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**BEFORE THE ARIZONA CORPORATION****COMMISSIONERS**

Arizona Corporation Commission

**DOCKETED**

FEB - 9 2015

SUSAN BITTER SMITH - Chairman  
BOB STUMP  
BOB BURNS  
DOUG LITTLE  
TOM FORESE

DOCKETED BY

VW

IN THE MATTER OF THE APPLICATION OF  
SPRINT COMMUNICATIONS COMPANY L.P.  
TO DISCONTINUE LOCAL EXCHANGE  
SERVICE IN ARIZONA.

DOCKET NO. T-02432B-14-0277

DECISION NO. **74945****ORDER**

Open Meeting  
February 3 and 4, 2015  
Phoenix, Arizona

**BY THE COMMISSION:**

Having considered the entire record herein and being fully advised in the premises, the Arizona Corporation Commission ("Commission") finds, concludes, and orders that:

**FINDINGS OF FACT**

1. On June 12, 1997, in Decision No. 60236, issued in Docket No. U-2432-96-501, Sprint Communications Company L.P. ("Sprint" or "Company") was granted a Certificate of Convenience and Necessity ("CC&N") to provide local exchange and exchange access services within the State of Arizona.

2. On July 21, 2014, Sprint filed its Application to discontinue Sprint's Integrated Local Services and cancel the related tariff pursuant to Arizona Administrative Code ("A.A.C.") R14-2-1107. In its Application, the Company certified that all affected customers were notified of the proposed discontinuance of service and information pertaining to alternative providers.

3. On July 30, 2014, the Company filed its Amendment to Application to Discontinue and Cancel Service, changing the date by which it sought to have its customers transition service from October 7, 2014 to December 22, 2014.

4. On August 14, 2014, Sprint filed a Notice of Filing Affidavits of Publication and Public Notice, stating notice to discontinue and cancel Sprint's Integrated Local Services and associated features was published in newspapers covering Sprint's Arizona service area.

1           5.     On September 18, 2014, pursuant to the Commission's Utilities Division Staff's  
2 ("Staff") request, the Company filed a Second Amendment to its Application, requesting cancellation  
3 of its CC&N to provide local exchange services in Arizona given that cancellation of Sprint's  
4 Integrated Local Services tariff would render the Company's CC&N for local exchange services  
5 unnecessary.

6           6.     On December 30, 2014, Staff filed a Staff Report in this matter recommending  
7 approval of the application to discontinue local service, the cancellation of Sprint's Arizona C.C.  
8 Local Exchange Tariff No. 4, and the cancellation of Sprint's CC&N to provide competitive local  
9 exchange services in Arizona.

10          7.     The Staff Report advised that Sprint had one business customer affected by its  
11 Application to discontinue service, that the customer was given notice of the proposed  
12 discontinuance, and that the customer has since disconnected its Sprint service. Staff also indicated  
13 that the legal notice published by the Company did not sufficiently address the complete  
14 discontinuance of local exchange service but recommended against additional publication to  
15 eliminate the potential for customer confusion given Sprint's sole customer had already been notified.

16          8.     The Commission's Compliance Section reported that the Company has no delinquent  
17 compliance issues.

18          9.     The Consumer Services Section of the Utilities Division indicated that from January 1,  
19 2011 through August 28, 2014, no complaints, inquiries, or opinions had been filed against the  
20 Company. The Consumer Services Section further stated that, according to the Corporations  
21 Division of the Commission, the Company is in good standing.

22          10.    A.A.C. R14-2-1107(A)(2) requires that an application to discontinue service include  
23 verification that all affected customers have been notified of the proposed discontinuance and that all  
24 affected customers will have access to an alternative provider. Sprint indicated in its Application that  
25 all affected customers were provided notice of the proposed discontinuance and were provided with  
26 information to enable them to choose an alternative provider.

27          11.    A.A.C. R14-2-1107(A)(4) requires that an application to discontinue service include a  
28 list of all alternative utilities providing the same or similar service in all counties affected by its

1 application within 20 days after filing the application. Because Sprint certified that it provided all  
2 affected customers with information to enable them to choose an alternative provider, Sprint has met  
3 the intent of the rule.

4 12. A.A.C. R14-2-1107(B) requires a competitive telecommunications provider to publish  
5 legal notice of its application to discontinue service in all counties affected by its application within  
6 20 days after filing the application. Sprint published notice of Sprint's intent to discontinue Sprint's  
7 Integrated Local Services and associated features. While Staff found the notice insufficient as it only  
8 related to the discontinuance of certain product services rather than the discontinuance of local  
9 exchange services as a whole, Staff recommended waiver of notice under A.A.C. R14-2-1107(B)  
10 given Sprint's sole customer had already been notified and the potential for customer confusion if  
11 another publication was required.

12 13. Staff's recommendation for approval of Sprint's application to discontinue local  
13 service, the cancellation of Sprint's Arizona C.C. Local Exchange Tariff No. 4, and the cancellation  
14 of Sprint's CC&N to provide competitive local exchange services in Arizona is reasonable and  
15 should be adopted.

#### 16 CONCLUSIONS OF LAW

17 1. Sprint Communications Company L.P. is a public service corporation within the  
18 meaning of Article XV of the Arizona Constitution and A.R.S. §§ 40-281 and 40-282.

19 2. The Commission has jurisdiction over Sprint Communications Company L.P. and the  
20 subject matter of the application.

21 3. Sprint Communications Company L.P. has complied with the notice requirements of  
22 A.A.C. R14-2-1107(A)(2), (A)(4), and (B).

23 4. The cancellation of Sprint Communications Company L.P.'s CC&N to provide local  
24 exchange services and to cancel its tariff on file with the Commission for such services is in the  
25 public interest.

26 5. The Company has waived a hearing in this matter.

27 6. Staff's recommendation is reasonable and should be adopted.  
28

ORDER

IT IS THEREFORE ORDERED that the application of Sprint Communications Company L.P. for the cancellation of the portion of its Certificate of Convenience and Necessity, granted in Commission Decision No. 60236 (June 12, 1997), to provide local exchange services in Arizona is hereby approved and the portion of the Certificate of Convenience and Necessity to provide local exchange services is cancelled.

IT IS FURTHER ORDERED that Sprint Communications Company L.P.'s Arizona C.C. Local Exchange Tariff No. 4 on file with the Commission is hereby cancelled.

IT IS FURTHER ORDERED that Sprint Communications Company L.P. is no longer subject to the requirements of Finding of Fact No. 16(d)-(1) of Decision No. 60236.

IT IS FURTHER ORDERED that this Decision shall become effective immediately.

BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

CHAIRMAN

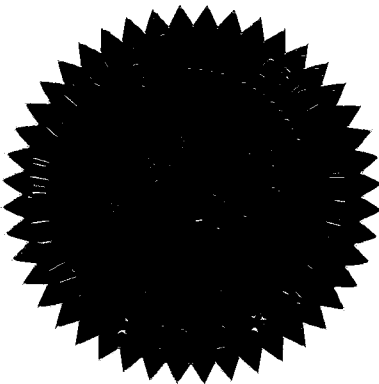
COMMISSIONER

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COMMISSIONER

IN WITNESS WHEREOF, I, JODI JERICH, Executive Director of the Arizona Corporation Commission, have hereunto set my hand and caused the official seal of the Commission to be affixed at the Capitol, in the City of Phoenix, this 9th day of February 2015.



JODI JERICH  
EXECUTIVE DIRECTOR

DISSENT \_\_\_\_\_

DISSENT \_\_\_\_\_

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1 SERVICE LIST FOR: SPRINT COMMUNICATIONS COMPANY L.P.

2 DOCKET NO.: T-02432B-14-0277

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